

Name of Person Making the Challenge:

Last Name First Name Middle Name/Initial

Party affiliation

If person making a challenge is a voter: Physical Address-Street Name & Number

If person is a political party or attorney general appointee: mailing address & phone number

The challenger's qualifications to assert the challenge

INFORMATION ON THE VOTER BEING CHALLENGED: The person making the challenge shall complete the following:

Name being used by the voter who you wish to challenge:

Last Name First Name Middle Name

GROUND FOR THE CHALLENGE: The person making the challenge shall indicate the ground on which the challenge is made (check all grounds that apply).

- ☐ The person seeking to vote is not the individual whose name he or she has given
- ☐ The person seeking to vote has already voted in the election at (name polling place) \_\_\_\_\_ at approximately (state time if known) \_\_\_\_\_
- ☐ The person seeking to vote is disqualified as a voter by conviction of a willful violation of the elections laws (state offense, court, and date of conviction)
- ☐ The person seeking to vote is under 18 years of age
- ☐ The person seeking to vote is not a United States Citizen
- ☐ The person seeking to vote is not domiciled in the town or ward where he or she is seeking to vote (state person's true domicile-town/city)
- ☐ The person seeking to vote does not reside at the address listed for that person on the checklist
- ☐ The person seeking to vote is an incarcerated convicted felon who is currently sentenced to incarceration (state name of institution person is in)
- ☐ This is a primary and the person seeking to vote in the (state political party name) \_\_\_\_\_ primary is not a declared member of the party he or she claims to be affiliated with

☐ The person seeking to vote is ineligible to vote pursuant to the following state or federal statute or constitutional provision:

BASIS FOR THE CHALLENGE: The person making the challenge shall state the specific source of the information or personal knowledge upon which the challenge of the particular individual is based:

OATH: The person making the challenge shall complete the following:

I hereby swear and affirm, under the penalties of perjury, that to the best of my knowledge and belief the information above is true and correct.

(Signature of challenger)

On the date shown above, before me, \_\_\_\_\_ (print name of notary public, justice of the peace, election officer), appeared \_\_\_\_\_ (print name of person whose signature is being notarized), known to me or satisfactorily proven (circle one) to be the person whose name appears above, and he or she subscribed his or her name to the foregoing affidavit and swore that the facts contained in this affidavit are true to the best of his or her knowledge and belief.

Notary Public/Justice of the Peace/Official Authorized by RSA 659:30

TO BE COMPLETED BY THE MODERATOR: Ruling on the challenge:

If the ground at issue is age, citizenship, or domicile: The supervisors of the checklist have ruled that the challenged voter is: qualified as a voter; not qualified as a voter. The moderator rules on challenges based on other grounds. The moderator rules that the challenge is: well grounded; not well grounded. If it is ruled that the voter is not qualified or that the challenge is well grounded, the challenged person may vote only if he or she completes and swears to a challenged voter affidavit.

II. A challenge may be asserted only upon personal knowledge or other basis of probable cause that the challenged voter is ineligible to vote. No challenge may be accepted unless one of the following grounds is asserted and specific facts are offered in support of such grounds:

- (a) The person seeking to vote is not the individual whose name he or she has given.
- (b) The person seeking to vote has already voted in the election at the time and place specified in the challenge.
- (c) The person seeking to vote is disqualified as a voter by conviction of a willful violation of the elections laws, such conviction having been for the offense specified in the challenge.
- (d) The person seeking to vote is under 18 years of age.
- (e) The person seeking to vote is not a United States citizen.
- (f) The person seeking to vote is not domiciled in the town or ward where he or she is seeking to vote because the person's true domicile is in the town or city specified in the challenge.
- (g) The person seeking to vote does not reside at the address listed for that person on the checklist.
- (h) The person seeking to vote is an incarcerated convicted felon who is currently sentenced to incarceration in the institution specified in the challenge.
- (i) The person is attempting to vote in a primary and the person is not a declared member of the party with which he or she claims to be affiliated.
- (j) The person is ineligible to vote pursuant to some other state or federal statute or constitutional provision specified in the challenge.

Source. 2010, 366:5, eff. July 23, 2010.

### Section 659:28

**659:28 Secretary of State to Prepare Affidavit Blanks.** – The secretary of state shall prepare and distribute to the town and ward clerks before every state election printed blanks for the affidavits required by RSA 659:27.

Source. 1979, 436:1, eff. July 1, 1979.

### Section 659:29

**659:29 Special Provisions for State and Presidential Primary Elections.** – Any voter at any state or presidential primary election may challenge any other voter offering to declare himself as a member of a party or to vote the ballot of a party. Such challenged voter shall not be allowed to so declare or so vote until he makes an oath or affirmation that he affiliates with and generally supports the candidates of the party.

Source. 1979, 436:1, eff. July 1, 1979.

### Section 659:30

**659:30 Affidavit.** – The affidavit of a challenged voter, an asserting a challenge form, a qualified voter affidavit, or any other affidavit required by the election statutes may be sworn before any person authorized by law to administer oaths or before any election officer.

Source. 1979, 436:1. 2003, 289:58. 2006, 94:2. 2007, 212:5. 2009, 278:4. 2011, 73:4, eff. July 15, 2011. 2017, 205:11, eff. Sept. 8, 2017.

### Section 659:31

**659:31 Receiving Vote.** – A moderator shall not receive the vote of any voter who is challenged and who refuses to make an affidavit as required by RSA 659:27 or 659:29. A moderator who does receive the vote of such voter shall be guilty of a violation.

Source. 1979, 436:1, eff. July 1, 1979.